

April 6, 2010

TO: Members of the MAG Management Committee

FROM: Mark Pentz, Chandler, Chair

SUBJECT: MEETING NOTIFICATION AND TRANSMITTAL OF TENTATIVE AGENDA

Wednesday, April 14, 2010 - 12:00 noon  
MAG Office, Suite 200 - Saguaro Room  
302 North 1<sup>st</sup> Avenue, Phoenix

The next Management Committee meeting will be held at the MAG offices at the time and place noted above. Members of the Management Committee may attend the meeting either in person, by videoconference or by telephone conference call. The agenda and summaries are also being transmitted to the members of the Regional Council to foster increased dialogue between members of the Management Committee and Regional Council. You are encouraged to review the supporting information enclosed. Lunch will be provided at a nominal cost.

Please park in the garage under the building, bring your ticket, parking will be validated. For those using transit, Valley Metro/RPTA will provide transit tickets for your trip. For those using bicycles, please lock your bicycle in the bike rack in the garage.

Pursuant to Title II of the Americans with Disabilities Act (ADA), MAG does not discriminate on the basis of disability in admissions to or participation in its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting Valerie Day at the MAG office. Requests should be made as early as possible to allow time to arrange the accommodation.

Members are reminded of the importance of attendance by yourself or a proxy. Any time that a quorum is not present, we cannot conduct the meeting. Please set aside sufficient time for the meeting, and for all matters to be reviewed and acted upon by the Management Committee. Your presence and vote count.

c: MAG Regional Council

**MAG MANAGEMENT COMMITTEE  
TENTATIVE AGENDA  
April 14, 2010**

**COMMITTEE ACTION REQUESTED**

1. Call to Order

2. Pledge of Allegiance

3. Call to the Audience

An opportunity is provided to the public to address the Management Committee on items that are not on the agenda that are within the jurisdiction of MAG, or non-action agenda items that are on the agenda for discussion or information only. Citizens will be requested not to exceed a three minute time period for their comments. A total of 15 minutes will be provided for the Call to the Audience agenda item, unless the Management Committee requests an exception to this limit. Please note that those wishing to comment on agenda items posted for action will be provided the opportunity at the time the item is heard.

4. Executive Director's Report

The MAG Executive Director will provide a report to the Management Committee on activities of general interest.

5. Approval of Consent Agenda

Prior to action on the consent agenda, members of the audience will be provided an opportunity to comment on consent items that are being presented for action. Following the comment period, Committee members may request that an item be removed from the consent agenda. Consent items are marked with an asterisk (\*).

3. Information.

4. Information and discussion.

5. Recommend approval of the Consent Agenda.

**ITEMS PROPOSED FOR CONSENT\***

**MINUTES**

\*5A. Approval of March 10, 2010, Meeting Minutes

5A. Review and approval of the March 10, 2010, meeting minutes.

**TRANSPORTATION ITEMS**

\*5B. Project Changes - Amendments and Administrative Modifications to the FY 2008-2012 MAG Transportation Improvement Program and FY 2010 Arterial Life Cycle Program

The FY 2008-2012 Transportation Improvement Program (TIP) and Regional Transportation Plan (RTP) - 2007 Update were approved by the MAG Regional Council on July 25, 2007, and the FY 2010 Arterial Life Cycle Program (ALCP) was most recently modified on March 10, 2010. Since that time, there have been requests from member agencies to modify projects in the programs. The proposed project changes include amendments and administrative modifications to FY 2008-2012 TIP for highway projects (Table A), amendments and administrative modifications to FY 2008-2012 TIP and FY 2010 ALCP for arterial street projects (Table B), amendments and administrative modifications to FY 2008-2012 TIP for transit projects (Table C), and administrative modifications to the FY 2010 ALCP (Table D). The Transportation Review Committee recommended to approve the amendments and administrative modifications to the TIP and/or ALCP as presented in the attached tables. The project adjustments and new projects being added to the TIP are fiscally constrained and funding is available. The projects to be added or amended have been categorized as exempt from conformity determinations and the administrative modification includes minor revisions that do not require a conformity determination. On March 29, 2010, the MAG Transportation Review Committee recommended approval of amendments and administrative modifications to the FY 2008-2012 TIP and FY 2010 ALCP, as indicated in the attached tables. Please refer to the enclosed material.

\*5C. Section 5310 Elderly Individuals and Individuals with Disabilities Transportation Program Priority Listing of Applicants

On March 31, 2010, the MAG Federal Transit Administration (FTA) Elderly and Persons with Disabilities Transportation Program Ad Hoc

5B. Recommend approval of amendments and administrative modifications to the FY 2008-2012 Transportation Improvement Program, the FY 2010 Arterial Life Cycle Program, and as appropriate, to the Regional Transportation Plan - 2007 Update.

5C. Recommend forwarding the priority listing of applicants for the FTA Elderly Individuals and Individuals with Disabilities Transportation Program to the Arizona Department of Transportation.

Committee developed a priority listing for the applications received for FTA Section 5310 funding. The FTA provides these funds to the Arizona Department of Transportation (ADOT) for capital assistance to agencies and public bodies that provide transportation services for people who are elderly and for people who have a disability. This year, 17 applications were submitted for capital assistance awards. Twenty-nine van requests and two mobility manager requests were received and considered by the Committee. Please refer to the enclosed material.

\*5D. Arterial Life Cycle Program Status Report

A Status Report on the Arterial Life Cycle Program (ALCP) for the period between October 2009 and March 2010 addresses ALCP project work, the remaining Fiscal Year 2010 ALCP schedule, program deadlines, revenues, and finances. Please refer to the enclosed material.

\*5E. Update to Federal Functional Classification System

MAG has received requests from the City of Peoria and the Town of Buckeye to add three projects to the Federal functional classification system. The City of Peoria is requesting that the Agua Fria truck reliever route from 112th Avenue/Rose Garden Lane to 107th Avenue/Pinnacle Peak Road and Butler Road be classified as Major Collectors. On March 29, 2010, the Transportation Review Committee (TRC) recommended approval of the request. Since the TRC took action, the Town of Buckeye requested that Airport Road from Interstate 10 to Yuma Road be classified as a Rural Minor Arterial. The classification requests are necessary for the ARRA/STP funded projects to proceed. Please refer to the enclosed material.

\*5F. American Recovery and Reinvestment Act (ARRA) Status Report

A Status Report on the American Recovery and Reinvestment Act (ARRA) funds dedicated to transportation projects in the MAG region details the status of project development. The report

5D. Information and discussion.

5E. Recommend approval of the proposed updates to the federal functional classification system.

5F. Information and discussion.

covers highway, local, transit, and enhancement projects programmed with ARRA funds and the status of project development milestones per project. Please refer to the enclosed material.

\*5G. Programming of Bid Savings of Local MPO American Recovery and Reinvestment Act (ARRA) Funds - Technical Amendment

Through the MAG committee process, discussions have been held regarding the anticipated bid savings on obligated Local Metropolitan Planning Organization American Recovery and Reinvestment Act (ARRA) funded projects due to lower project costs. On January 27, 2010, the MAG Regional Council approved the guidelines for programming unobligated ARRA Local funds. The guidelines allow local agencies with the ARRA project bid savings to have local discretion to move the project savings to another existing ARRA project in that jurisdiction; and/or swap the ARRA funds with ADOT -STP funds and move the project savings to an eligible project that is above \$200,000 and can obligate before September 30, 2010, including new projects. In addition, the guidelines stipulated that any jurisdiction that cannot meet the \$200,000 threshold and obligation deadline of September 30, 2010 would return the project savings to the regional pool for reallocation. Since the approval of the guidelines, the Arizona Department of Transportation notified MAG that all Local ARRA funds must obligate by August 15, 2010. On March 29, 2010, the Transportation Review Committee recommended approval of an amendment to the guidelines for programming unobligated ARRA Local funds as stated in the attached memorandum. Please refer to the enclosed material.

\*5H. Transit Allocation Methodology for Proposed Federal Economic Stimulus Legislation - Potential Changes Due to Loss of Local Transportation Assistance Funds

The methodology by which to allocate any transit funds from a potential second round of stimulus funding has been on the agenda for information, discussion and action during MAG committee meetings. In February 2010, the Transit

5G. Recommend approval of an amendment to the guidelines for programming unobligated ARRA Local funds as stated in the attached memorandum.

5H. Recommend approval that transit funds that are required to be under contract within ninety days be allocated toward operations (up to the maximum allowable), ADA operations and ADA preventive maintenance (10 percent), and preventive maintenance by applying the principles outlined by RPTA for project savings from ARRA I funds; and amend the FY 2008- 2012 MAG TIP as appropriate.

Committee and Transportation Review Committee recommended approval that any transit funds from a second stimulus bill that are required to be under contract within ninety days be allocated toward operations (up to the maximum allowable), ADA operations and ADA preventive maintenance (10 percent), and preventive maintenance by applying the principles outlined by RPTA for project savings from ARRA I funds; and amend the FY 2008-2012 MAG TIP as appropriate. At the Management Committee meeting on March 10, 2010, it was recommended that given that Local Transportation Assistance Funds (LTAF) would no longer be available to member agencies, this agenda item should go back through the committee process for discussion of any changes, if necessary, to the recommendations in light of the loss of the LTAF. On March 29, 2010, the Transportation Review Committee reaffirmed the use of ARRA II they had previously recommended for approval. Please refer to the enclosed material.

\*5I. Interim Closeout of the Federal Fiscal Year (FFY) 2010 MAG Federally Funded Program

The Federal Fiscal Year (FFY) 2010 Closeout Process is underway. To defer a project from FFY 2010 to a later year, MAG member agencies must complete and submit a Deferral Notification form, and depending on the number of times previously deferred, submit a justification letter. The deadline to notify MAG of project deferrals is ongoing; however, MAG staff would prefer member agencies report project deferrals for a first analysis by Monday, April 19, 2010. It is also requested that MAG member agencies submit project requests to utilize these unused FFY 2010 funds. The deadline to submit project requests for closeout is Monday, April 19, 2010; late project submittals are not allowed. Please refer to the enclosed material for specific details including the Closeout Process Schedule, Deferral Notification form, minimum justification letter requirements, and the Project Submittal form.

5I. Information and discussion.

**AIR QUALITY ITEMS****\*5J. Conformity Consultation**

The Maricopa Association of Governments is conducting consultation on a conformity assessment for an amendment and administrative modification to the FY 2008-2012 MAG Transportation Improvement Program (TIP) and Regional Transportation Plan - 2007 Update. The amendment and administrative modification involve several projects, including project additions and changes from the Arizona Department of Transportation on Interstate-10, Interstate-17, Loop 303, State Route 85, and Loop 101, and a change from the City of Mesa to a bicycle/pedestrian project. In addition, the amendment and administrative modification include a series of adjustments affecting the MAG Arterial Life Cycle Program and the transit element of the TIP in FY 2009 and FY 2010. The amendment includes projects that may be categorized as exempt from conformity determinations. The administrative modification includes minor project revisions that do not require a conformity determination. Please refer to the enclosed material.

5J. Consultation.

**ITEMS PROPOSED TO BE HEARD****TRANSPORTATION ITEMS****6A. FY 2010 MAG Mid-Phase Public Input Opportunity**

MAG has conducted a public involvement process on transportation plans and programs in February and March for the Mid-Phase public input opportunity. Included in this process were a variety of special events, small group presentations, and e-mail, telephone and Web site correspondence. The process also included a transportation public hearing hosted by MAG in cooperation with the Arizona Department of Transportation, Citizen's Transportation Oversight Committee, Valley Metro, METRO and the City of Phoenix Public Transit Department. Agenda items included the draft project listing for the FY 2011-2015 MAG Transportation Improvement

6A. Information and discussion.

Program; the Draft Regional Transportation Plan - 2010 Update; the MAG Regional Transit Update; and the City of Phoenix Public Transit Department Job Access/Reverse Commute New Freedom Grant Update. A court reporter was in attendance to record public comments verbatim. All comments made at the hearing were provided a formal response from staff. The responses to comments are included in the attached Mid-Phase Public Input Opportunity Report. Please refer to the enclosed material.

6B. Approval of the Draft FY 2011-2015 MAG Transportation Improvement Program - Listing of Projects for an Air Quality Conformity Analysis

The 1990 Federal Clean Air Act Amendments require that regional transportation plans and programs be in conformance with all applicable air quality plans. To comply with this requirement, an air quality conformity analysis of the Draft FY 2011-2015 MAG Transportation Improvement Program - Listing of Projects needs to be conducted prior to consideration of the program for final approval. The draft TIP contains all regionally significant projects within the region, regardless of funding source. All MAG member agencies have been consulted regarding projects incorporated into the draft document, including locally and privately funded projects. On March 29, 2010, the MAG Transportation Review Committee recommended approval of the Draft FY 2011-2015 MAG Transportation Improvement Program - Listing of Projects for an air quality conformity analysis. Please refer to the enclosed material.

6C. Approval of the Draft MAG Regional Transportation Plan - 2010 Update for an Air Quality Conformity Analysis

The 1990 Federal Clean Air Act Amendments require that regional transportation plans and programs be in conformance with all applicable air quality plans. To comply with this requirement, an air quality conformity analysis of the Draft MAG Regional Transportation Plan (RTP) - 2010 Update needs to be conducted prior to consideration of the plan for final approval. The Draft RTP - 2010

6B. Recommend approval of the Draft FY 2011-2015 MAG Transportation Improvement Program - Listing of Projects for an air quality conformity analysis.

6C. Recommend approval of the Draft MAG Regional Transportation Plan - 2010 Update for an air quality conformity analysis.



Update extends through FY 2031 and includes regional plans for freeways/highways, arterial streets, and public transit, as well as information on plans for other transportation programs in the region. A full copy of the Draft RTP - 2010 Update may be downloaded from the MAG Web site at <http://www.mag.maricopa.gov/project.cms?item=411>. On March 29, 2010, the MAG Transportation Review Committee recommended approval of the Draft MAG Regional Transportation Plan - 2010 Update for an air quality conformity analysis. Please refer to the enclosed material.

### AIR QUALITY ITEMS

7. Exceptional Events and Data Collection in the Vicinity of the West 43<sup>rd</sup> Avenue Monitor

The Environmental Protection Agency (EPA) has been reviewing the Arizona Department of Environmental Quality (ADEQ) exceptional events documentation and has questioned four high wind exceedances that occurred at the West 43<sup>rd</sup> Avenue monitor in 2008. If EPA does not concur with the exceptional events, these four exceedances would count as a violation at the West 43<sup>rd</sup> Avenue monitor and the region would not have its first year of clean data at the monitors. MAG staff and Sierra Research, MAG consultant, have been providing additional information to ADEQ to further support the ADEQ exceptional events documentation. MAG is also working with the Arizona Department of Environmental Quality and the Maricopa County Air Quality Department to implement a Data Collection Plan to Evaluate and Identify Sources and Unique Geographic and Meteorological Conditions Contributing to Exceedances of the PM-10 Standard at the West 43<sup>rd</sup> Avenue Monitor. As part of the effort, soil samples will also need to be analyzed to determine the types of soils that have the highest potential to create PM-10 emissions.

In addition, the City of Phoenix received the 404 permit in December 2009 for the Phoenix Rio Salado Oeste Environmental Restoration Project. This project will be a permanent long-term solution for stabilization of the Salt River area

7. Information and discussion.

where the West 43<sup>rd</sup> Avenue monitor is located. Rio Salado is an environmental restoration project with the Army Corps of Engineers that includes flood control improvements and recreation features. A five-mile stretch of the Salt riverbed project is already constructed from 24<sup>th</sup> Street to 19<sup>th</sup> Avenue. The Rio Salado Oeste Project will connect and continue the restoration of the Salt River area from 19<sup>th</sup> to 83<sup>rd</sup> avenues. The project corrects years of ecosystem damage to the riverbed. A presentation will be given on these activities.

### GENERAL ITEMS

8. Discussion and Update on the Draft FY 2011 MAG Unified Planning Work Program and Annual Budget

Each year, the MAG Unified Planning Work Program and Annual Budget is developed incrementally in conjunction with member agency and public input. The Work Program is reviewed each year in April by the federal agencies and approved by the Regional Council in May. The Intermodal Planning Group meeting is scheduled for April 29, 2010 and any recommendations from that review, as well as any other significant budget revisions, will be brought to the May Management Committee meeting. Please refer to the enclosed material.

9. 2010 Census Update

The U.S. Constitution requires a count of every person living in the United States every 10 years. On March 15, 2010, the U.S. Census Bureau mailed census questionnaires to 135 million households nationwide. Approximately \$400 billion in federal funding is distributed to states and communities each year based on population data. In Arizona, approximately \$8 billion in federal funding and an additional \$1 billion in state-shared revenue are distributed based on population data. The Census Bureau has been working closely with the Maricopa Association of Governments to provide information to member agencies to assist them in developing strategies for encouraging census participation and increasing mailback

8. Information and input on the development of the fiscal year (FY) 2011 MAG Unified Planning Work Program and Annual Budget.

9. Information and discussion.

response rates. To help identify areas where census response is slow, the Census Bureau has developed the first-ever real-time map to assist cities in tracking daily response totals to allow communities to provide targeted outreach in those hard-to-count areas. A link to the "Take 10" map is available on the home page at [www.magcensus.com](http://www.magcensus.com). A chart showing participation rates on recent days is attached. An update on this and other regional census efforts will be provided.

10. Legislative Update

An update will be provided on legislative issues of interest.

11. Request for Future Agenda Items

Topics or issues of interest that the Management Committee would like to have considered for discussion at a future meeting will be requested.

12. Comments from the Committee

An opportunity will be provided for Management Committee members to present a brief summary of current events. The Management Committee is not allowed to propose, discuss, deliberate or take action at the meeting on any matter in the summary, unless the specific matter is properly noticed for legal action.

13. Adjournment

10. Information, discussion, and possible action.

11. Information and discussion.

12. Information.